

Document: Final Rule

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TITLE 905 ALCOHOL AND TOBACCO COMMISSION

NOTE: Under P.L.204-2001, SECTION 69, the name of the Indiana Alcoholic Beverage Commission is changed to Alcohol and Tobacco Commission, effective July 1, 2001.

LSA Document #01-12(F)

DIGEST

Amends 905 IAC 1-15.2-3 to add that a minor in that part of a restaurant premises that has no bar shall be considered to be loitering unless he or she meets the currently enumerated criteria in this rule as the rule now exists. Effective 30 days after filing with the secretary of state.

905 IAC 1-15.2-3

SECTION 1. 905 IAC 1-15.2-3 IS AMENDED TO READ AS FOLLOWS:

905 IAC 1-15.2-3 Loitering

Authority: IC 7.1-2-3-7

Affected: IC 7.1-5

Sec. 3. A minor in **that part of** a restaurant permit premises ~~which~~ **that** has no bar shall be considered to be loitering unless he or she:

- (1) is accompanied by his or her parent, legal guardian, or family member who is twenty-one (21) years of age or older;
- (2) has placed an order for food and said order has not been served;
- (3) is eating; or
- (4) is viewing or listening to lawful nonparticipatory entertainment provided by the establishment; provided, however, that said entertainment may not consist solely of music, whether live or recorded.

(Alcohol and Tobacco Commission; 905 IAC 1-15.2-3; filed Feb 20, 1991, 5:05 p.m.: 14 IR 1444; filed Jun 21, 2001, 2:30 p.m.: 24 IR 3651)

LSA Document #01-12(F)

Notice of Intent Published: 24 IR 1379

Proposed Rule Published: April 1, 2001; 24 IR 2191

Hearing Held: April 30, 2001

Approved by Attorney General: June 5, 2001

Approved by Governor: June 21, 2001

Filed with Secretary of State: June 21, 2001, 2:30 p.m.

Incorporated Documents Filed with Secretary of State: None